

IN THE HIGH COURT OF JUDICATURE AT PATNA  
Cr.Misc. No.25561 of 2008  
MD. ALLAUDDIN MIAN  
Versus  
STATE OF BIHAR  
-----

For the petitioner : Mr. Saban Asghar, Advocate.  
For the State : Mr. Nirbhay Kr. Singh, A.P.P.

2      26.9.2008

Heard learned counsel for the petitioner and the State.

Petitioner is facing prosecution under sections 467, 468, 420, 384, 342, 323 of the Indian Penal Code.

Learned counsel for the petitioner submits that a complaint /F.I.R.. has been instituted after much delay which is unexplained. It is stated that petitioner claims that he is rightful owner of the land which he has purchased vide annexure-2 and he is coming in peaceful possession. Further submission is that the case is purely of civil nature.

Learned counsel for the State submits that the allegation is of deceiving the earlier owner and purchasing the land in question.

Having regard to the aforesaid submissions and in the facts and circumstances of the case, let the petitioner Md. Allllaudin, in the event of arrest or surrender in the court below within four weeks from today be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of Chief Judicial Magistrate, Madhubani in connection with Laukhi (Andhramath) P.S. case no. 126 of 2007 subject to the conditions as laid down under section 438(2) Cr.P.C.

**Rahman/**

**(Dr. Ravi Ranjan, J)**